

**Article 8.— TELECOMMUNICATIONS MACHINERY AND EQUIPMENT AND  
RAILROAD MACHINERY AND EQUIPMENT EXEMPTION**

**93-8-3. Possession and use presumption.** If telecommunications machinery and equipment or railroad machinery and equipment were physically transferred by a lease agreement to a taxpayer before July 1, 2006, the presumption shall be that the right to use the machinery and equipment was transferred to the taxpayer before July 1, 2006. This presumption may be rebutted by clear and convincing evidence that the right to use the machinery and equipment was passed to the taxpayer after June 30, 2006.

(Authorized by and implementing L. 2006, Ch. 205, §3; effective P-\_\_\_\_\_.)